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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA, EASTERN DIVISION

RANDY BEJARANO, individually,  
and on behalf of other members of  
the general public similarly situated,

Plaintiff,

vs.

AMERISAVE MORTGAGE  
CORPORATION, a Georgia  
corporation,

Defendant.

Case No.: EDCV 08-00599 <sup>RHW</sup> SGL (OPx)

[Hon. Robert H. Whaley]

CLASS ACTION

~~PROPOSED~~ JUDGMENT AND  
ORDER OF DISMISSAL WITH  
PREJUDICE

INITIATIVE LEGAL GROUP APC  
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1 On June 22, 2010, the Court entered an Order (“Final Approval Order”)  
2 granting final approval of the class action settlement described in the Joint  
3 Stipulation of Class Action Settlement and Release (the “Settlement Agreement”)  
4 between Plaintiff Randy Bejarano (“Plaintiff”) and Defendant Amerisave  
5 Mortgage Corporation (“Defendant”) (collectively the “Parties”) and awarded fees  
6 and costs.

7 Pursuant to the Settlement Agreement, the Parties conditioned the  
8 effectiveness of the Settlement Agreement upon the Court entering a Judgment  
9 dismissing the lawsuit with prejudice and agreed to request that the Court enter  
10 such Judgment. Now that the Court has granted final approval of the Settlement  
11 Agreement, the Parties present to the Court this proposed form of Judgment for  
12 the Court’s review and approval.

13 **NOW GOOD CAUSE APPEARING, IT IS HEREBY ORDERED AND**  
14 **ADJUDGED THAT:**


15 1. The Court enters judgment in accordance with its Final Approval  
16 Order and orders that the pending litigation be dismissed on the merits with  
17 prejudice on a class-wide basis in accordance with the terms of the Settlement  
18 Agreement. This document shall constitute a final judgment for purposes of  
19 Federal Rule of Civil Procedure, Rule 58.

20 2. All Class Members, except those who timely opted out of the  
21 settlement or who were deemed opted out of the settlement pursuant to the  
22 Settlement Agreement, are bound by the instant Judgment and Order of Dismissal  
23 with Prejudice and by the terms of the Settlement Agreement, including the  
24 Release of Claims described in the Settlement Agreement.

25 3. Without affecting the finality of the Settlement or the Judgment in  
26 any way, the Court shall retain exclusive and continuing jurisdiction over this  
27 lawsuit and the Parties, including all Class Members, for the purposes of  
28 monitoring compliance with and performance of the Settlement.

1 **IT IS SO ORDERED.**

2  
3  
4 Dated: 6/22/10

  
Honorable Robert H. Whaley  
Judge, United States District Court

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